# FLEIT, KAIN, GIBBONS, GUTMAN, BONGINI & BIANCO P.L.

551 NW 77TH STREET SUITE 1 1 1 BOCA RATON, FLORIDA 33487

> TELEPHONE: (561) 989-9811 FACSIMILE: (561) 989-9812

FACSIMILE: (561) 989-9812

KTARAGOWSKI@FOCUSONIP.COM WWW.FOCUSONIP.COM

ATTORNEYS AT LAW

MIAMI • FORT LAUDERDALE • BOCA RATON

# **TELECOPIER TRANSMITTAL FORM**

RECEIVED CENTRAL FAX CENTER

JUL 0 7 2005

DATE: TO: FIRM: July 7, 2005

Examiner Belix M. Ortiz

USPTO, Group Art Unit 2164

FAX #: PHONE: FROM: (703) 872-9306 (**571**) **272-4081** 

Jon A. Gibbons

TOTAL NUMBER OF PAGES: 5

(INCLUDING THIS PAGE)

IF YOU DO NOT RECEIVE ALL PAGES CLEARLY, PLEASE CONTACT US IMMEDIATELY

#### MESSAGE:

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Wayne A. SAWDON et al.

Serial No.: 10/077,371

For: WRITABLE FILE SYSTEM SNAPSHOT WITH DITTO ADDRESS FEATURE

#### Enclosed are the following:

Notice of Appeal with Pre-Appeal Conference Request (in duplicate) (4 total pgs.)

Docket No.: POU920020009US1

140-A02-001

July 7, 2005

RECEIVED OIPE/IAP

JUL 1 1 2005

PAGE 02/05
RECEIVED
CENTRAL FAX CENTER

JUL 0 7 2005

PATENT POU920020009US1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
Wayne A. SAWDON et al.	)	Group Art Unit: 2164
Serial No.: 10/077,371	)	
Filed: February 15, 2002	)	Examiner: Belix M. Ortiz
For: WRITABLE FILE SYSTEM	)	
SNAPSHOT WITH DITTO ADDRESS	)	·
FEATURE	)	
	)	

### **NOTICE OF APPEAL**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. § 1.191, Applicants hereby appeal to the Board of Patent Appeals and Interferences (BPAI) from the decision dated March 7, 2005 of the Examiner finally rejecting claims 1-30 of the above-referenced application. Under the new BPAI Rules, we respectfully request a Pre-Appeal Conference scheduled as soon as possible.

The Commissioner is hereby authorized to charge the fee of \$500.00 for filing this Notice of Appeal to Deposit Account No. 09-0463. The Commissioner is also authorized to charge any fee insufficiency (or credit any overpayment) to Deposit Account No. 09-0463.

By:

Respectfully submitted,

Date: July 7, 2005

Jon A. Gibbons

Registration No. 37,333

Attorney for Applicants

07/11/2005 HGUTEMA1 00000019 090463 10077371

01 FC:1401

500.00 DA

-2-

FLEIT, KAIN, GIBBONS, GUTMAN, BONGINI & BIANCO P.L. One Boca Commerce Center 551 Northwest 77th Street, Suite 111 Boca Raton, Florida 33487 Telephone: (561) 989-9811 Facsimile: (561) 989-9812

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

120-A99-137